



CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

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Assistant Commissioner for Patents, Washington, D.C. 20231, on July 19, 2001

*Tami M. Procopio*

Tami M. Procopio

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Norimitsu SAITO et al.

Serial No.: 09/734,786

Filing Date: December 11, 2000

For: METHODS FOR INTRODUCING  
GENES INTO MAMMALIAN  
SUBJECTS

Examiner: To be assigned

Group Art Unit: To be assigned

TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In complete response to the Notice to File Missing Parts of Application Under  
37 C.F.R. § 1.53(f) dated January 22, 2001, attached please find:

- ☒ A combined Declaration and Power of Attorney signed by the inventor and the surcharge of \$65.00 as set forth in 37 C.F.R. § 1.16(e).
- ☐ A declaration signed by the inventor(s) and the surcharge of \$65.00 as set forth in 37 C.F.R. § 1.16(e).
- ☐ A Power of Attorney and Prosecution by Assignee Under 37 C.F.R. § 3.71.
- ☒ A Petition for Extension of Time.
- ☐ A verified English translation of the application, and the \$130.00 fee as set forth in 37 C.F.R. § 1.17(k).
- ☐ A preliminary amendment.
- ☒ Other: Assignment.



The filing fee has been calculated as follows:

| FOR   | NUMBER FILED | NUMBER EXTRA | RATE                          | CALCULATIONS |
|---|--------------|--------------|-------------------------------|--------------|
| TOTAL CLAIMS  | * - 20 =     | *            | x \$18.00                     | \$*          |
| INDEPENDENT CLAIMS  | * - 3 =      | *            | x \$80.00                     | \$*          |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)   |              |              | + \$270.00                    | \$*          |
|   |              |              | BASIC FEE                     | \$           |
|   |              |              | TOTAL OF ABOVE CALCULATIONS = | \$*          |
| Reduction by 1/2 for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28).<br>If applicable, verified statement must be attached. |              |              |                               | \$*          |
| SURCHARGE FOR FILING MISSING PARTS  |              |              |                               | \$65.00      |
|   |              |              | TOTAL =                       | \$65.00      |

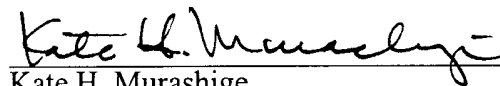
- ☐ A check in the amount of \$65.00 is attached.
- ☒ Charge \$65.00 to **Deposit Account No. 03-1952.**

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this transmittal and associated documents, or to credit any overpayment to **Deposit Account No. 03-1952.** A duplicate copy of this transmittal is enclosed for that purpose.

Respectfully submitted,

Dated: July 18, 2001

By:



Kate H. Murashige  
Registration No. 29,959

Morrison & Foerster LLP  
3811 Valley Centre Drive  
Suite 500  
San Diego, California 92130-2332  
Telephone: (858) 720-5112  
Facsimile: (858) 720-5125

# FEE TRANSMITTAL FOR FY 2001

## Complete if Known

Application Number **09/734,786**

Filing Date **December 11, 2000**

First Named Inventor **Norimitsu SAITO, et al.**

Examiner Name **To be assigned**

Group Art Unit **To be assigned**

Attorney Docket No. **312762002400**

TOTAL AMOUNT OF PAYMENT

(\$ 800.00)

Patent fees are subject to annual revision.

### METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **03-1952**

Deposit Account Name **Morrison & Foerster LLP**

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid |
|----------------|-----------------|----------------|-----------------|------------------------|----------|
| 101            | 710             | 201            | 355             | Utility filing fee     |          |
| 106            | 320             | 206            | 160             | Design filing fee      |          |
| 107            | 490             | 207            | 245             | Plant filing fee       |          |
| 108            | 710             | 208            | 355             | Reissue filing fee     |          |
| 114            | 150             | 214            | 75              | Provisional filing fee |          |

SUBTOTAL (1) (\$ )

#### 2. EXTRA CLAIM FEES

| Total Claims       | - 20 = | Extra Claims | x | Fee from below | = \$ |
|--------------------|--------|--------------|---|----------------|------|
| Independent Claims | - 3 =  | *            | x |                | \$   |
| Multiple Dependent |        |              |   |                | \$   |

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description   | Fee Paid |
|----------------|-----------------|----------------|-----------------|---|----------|
| 103            | 18              | 203            | 9               | Claims in excess of 20                                    |          |
| 102            | 80              | 202            | 40              | Independent claims in excess of 3                         |          |
| 104            | 270             | 204            | 135             | Multiple dependent claims, if not paid                    |          |
| 109            | 80              | 209            | 40              | **Reissue independent claims over original patent         |          |
| 110            | 18              | 210            | 9               | **Reissue claims in excess of 20 and over original patent |          |

SUBTOTAL (2) (\$ )

\*\* or number previously paid, if greater; For reissues, see above.

### FEE CALCULATION (continued)

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description  | Fee Paid |
|----------------|-----------------|----------------|-----------------|--|----------|
| 105            | 130             | 205            | 65              | Surcharge - late filing fee or oath                              | 65.00    |
| 127            | 50              | 227            | 25              | Surcharge - late provisional filing fee or cover sheet           |          |
| 139            | 130             | 139            | 130             | Non-English specification  |          |
| 147            | 2,520           | 147            | 2,520           | For filing a request for <i>ex parte</i> reexamination           |          |
| 112            | 920*            | 112            | 920*            | Requesting publication of SIR prior to Examiner action           |          |
| 113            | 1,840*          | 113            | 1,840*          | Requesting publication of SIR after Examiner action              |          |
| 115            | 110             | 215            | 55              | Extension for reply within first month                           |          |
| 116            | 390             | 216            | 195             | Extension for reply within second month                          |          |
| 117            | 890             | 217            | 445             | Extension for reply within third month                           |          |
| 118            | 1,390           | 218            | 695             | Extension for reply within fourth month                          | 695.00   |
| 128            | 1,890           | 228            | 945             | Extension for reply within fifth month                           |          |
| 119            | 310             | 219            | 155             | Notice of Appeal   |          |
| 120            | 310             | 220            | 155             | Filing a brief in support of an appeal                           |          |
| 121            | 270             | 221            | 135             | Request for oral hearing   |          |
| 138            | 1,510           | 138            | 1,510           | Petition to institute a public use proceeding                    |          |
| 140            | 110             | 240            | 55              | Petition to revive - unavoidable                                 |          |
| 141            | 1,240           | 241            | 620             | Petition to revive - unintentional                               |          |
| 142            | 1,240           | 242            | 620             | Utility issue fee (or reissue)                                   |          |
| 143            | 440             | 243            | 220             | Design issue fee   |          |
| 144            | 600             | 244            | 300             | Plant issue fee  |          |
| 122            | 130             | 122            | 130             | Petitions of the Commissioner                                    |          |
| 123            | 50              | 123            | 50              | Petitions related to provisional applications                    |          |
| 126            | 180             | 126            | 180             | Submission of Information Disclosure Stmt                        |          |
| 581            | 40              | 581            | 40              | Recording each patent assignment                                 | 40.00    |
| 146            | 710             | 246            | 355             | Filing a submission after final rejection (37 CFR § 1.129(a))    |          |
| 149            | 710             | 249            | 355             | For each additional invention to be examined (37 CFR § 1.129(b)) |          |
| 179            | 710             | 279            | 355             | Request for Continued Examination (RCE)                          |          |
| 169            | 900             | 169            | 900             | Request for expedited examination of a design application        |          |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$800.00)

### SUBMITTED BY

Complete (if applicable)

|                   |                          |                                   |                      |           |                       |
|-------------------|--------------------------|-----------------------------------|----------------------|-----------|-----------------------|
| Name (Print/Type) | <b>Kate H. Murashige</b> | Registration No. (Attorney/Agent) | <b>29,959</b>        | Telephone | <b>(858) 720-5112</b> |
| Signature         | <i>Kate H. Murashige</i> | Date                              | <b>July 18, 2001</b> |           |                       |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/734,786         | 12/11/2000          | Norimitsu Saito       | 312762002400           |

CONFIRMATION NO. 4706

## FORMALITIES LETTER



\*OC000000005692437\*

Kate H. Murashige  
Morrison & Foerster LLP  
Suite 500  
3811 Valley Centre Drive  
San Diego, CA 92130-2332

Date Mailed: 01/22/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE